ORDINANCE NO. 1693

AN ORDINANCE OF THE LODI CITY COUNCIL AMENDING CHAPTER 13.20 ELECTRICAL SERVICE BY AMENDING SECTIONS 13.20.200, 13.20.210, 13.20.240 AND 13.20.250, AND ADDING SECTION 13.20.202 RESIDENTIAL ALL ELECTRIC

BE IT ORDAINED BY THE LODI CITY COUNCIL AS FOLLOWS:

- <u>SECTION 1</u>. Lodi Municipal Code Chapter 13.20 Electrical Service, Article III. Rates, is hereby amended by amending Sections 13.20.200, 13.20.210, 13.20.240 and 13.20.250 and adding Sections 13.20.202 by attaching new Exhibits EE, ED, EF, EM, G1, G2, made a part hereof as if set out in full.
- <u>SECTION 2</u>. The Sale of electric energy by the City of Lodi shall be at the rates hereinafter set forth.
- <u>SECTION 3</u>. Electric rates, established by contract prior to adoption of this Ordinance which reference any previously published electric rate schedule(s) shall be governed by the applicable published electric rate schedule(s) in effect at the time of such contract execution.
- <u>SECTION 4.</u> Schedule EE Residential All Electric Service See schedule attached hereto, marked Exhibit A and thereby made a part hereof.
- <u>SECTION 5</u>. Schedule ED Residential SHARE Program Service See schedule attached hereto, marked Exhibit B and thereby made a part hereof.
- <u>SECTION 6</u>. Schedule EF Residential All Electric SHARE Program Service See schedule attached hereto, marked Exhibit C and thereby made a part hereof.
- <u>SECTION 7.</u> Schedule EM Mobile Home Park Service See schedule attached hereto, marked Exhibit D and thereby made a part hereof.
- <u>SECTION 8.</u> Schedule G1 General Service Group 1 Commercial/Industrial See schedule attached hereto, marked Exhibit E and thereby made a part hereof.
- <u>SECTION 9</u>. Schedule G2 General Service Group 2 Commercial/Industrial See schedule attached hereto, marked Exhibit F and thereby made a part hereof.
- <u>Section 10. No Mandatory Duty of Care</u>. This ordinance is not intended to and shall not be construed or given effect in a manner which imposes upon the City, or any officer or employee thereof, a mandatory duty of care towards persons or property within the City or outside of the City so as to provide a basis of civil liability for damages, except as otherwise imposed by law.
- <u>Section 11. Severability</u>. If any provision of this ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the ordinance which can be given effect without the invalid provision or application. To this end, the provisions of this ordinance are severable. The City Council hereby declares that it would have adopted this ordinance irrespective of the invalidity of any particular portion thereof.
- <u>SECTION 12</u>. All ordinances and parts of ordinances in conflict herewith are repealed insofar as such conflict may exist.
- <u>SECTION 13</u>. The increased rates shall be effective on applicable electric utility billings prepared by the City of Lodi on or after November 1, 2000.

Approved this 20th day of September, 2000

STEPHEN J. MANN

MAYOR

ATTEST:

SUSAN J. BLACKSTON

City Clerk

State of California County of San Joaquin, ss.

I, Susan J. Blackston, City Clerk of the City of Lodi, do hereby certify that Ordinance No. 1693 was introduced at a regular meeting of the City Council of the City of Lodi held August 16, 2000 and was thereafter passed, adopted and ordered to print at a regular meeting of said Council held September 20, 2000 by the following vote:

AYES:

COUNCIL MEMBERS -

Hitchcock, Land, Nakanishi and Mayor Mann

NOES:

COUNCIL MEMBERS - None

ABSENT:

COUNCIL MEMBERS - None

ABSTAIN:

COUNCIL MEMBERS -

Pennino

I further certify that Ordinance No. 1693 was approved and signed by the Mayor on the date of its passage and the same has been published pursuant to law.

SUSAN J. BLACKSTON

andall a. Hays

City Clerk

Approved to Form:

RANDALL A. HAYS

City Attorney



CITY OF LODI

ELECTRIC UTILITY DEPARTMENT

RULE AND REGULATION APPENDIX

Schedule of Charges (Fee Schedule)

Reconnection Charge (Seal for Non-payment, SNP)	
A. During normal business hours	\$ 33.00
B. After hours	\$ 48.00
Meter Test Charge	\$ 18.00
Remote Meter Installation Charge (Residential Only – Form 2S)	\$ 140.00
Temporary Service Hook-up Charge (Saw Service)	\$ 65.00

Vehicle

ala and Equipment Charge:	
cle and Equipment Charge:	
Backhoe-Loader	\$ 10.00/hour
Compressor	\$ 5.00/hour
Crane	\$ 105.00/hour
Dump Truck	\$ 14.00/hour
Line Truck	\$ 15.00/hour
Pick-up/Van/Flatbed Truck	\$ 3.00/hour
Service truck	\$ 4.00/hour



CITY OF LODI

ELECTRIC UTILITY DEPARTMENT

- 6. a. Mobile home parks for which submetering was permitted prior to March 31, 1989, and for which electric service is included in the facilities furnished to their tenants, may employ metering equipment as a means of retroactively adjusting rental charges for energy consumption, provided that the portion of such charges allocable to electricity may not exceed the rates the City would charge if it served the tenants directly.
 - b. Expansion of submetering systems in service as of March 31, 1989 will only be permitted in the case of minor rearrangement of pads within an existing mobile home park. Development of land even though contiguous to an existing mobile home park shall not qualify for expansion of an existing submetering system. The City will serve each such pad directly at the park operator's/owner's expense.

E. Master Meters and Submetering Systems

Master meters and submetering systems are not permitted except for those in service as of March 31, 1989 and by exception "D5" above.

F. Testing of Submeters

As a condition of service for submetering, where electric energy is furnished in accordance with "D6" above, customers using submeters as a basis for charges for electricity shall submit to the City certification by a meter testing laboratory, satisfactory to the City, as to the accuracy of the submeters upon request of the City. As a further condition of service for submetering, the customer shall agree that he/she will be governed by the City's Rule No 18, Meter Tests and Adjustment of Bills for Meter Error. As a further condition of service for submetering, the customer shall agree that the City may inspect and examine customer's billing procedures from time to time to determine that such service is made in accordance with this rule.



SCHEDULE G1

GENERAL SERVICE - GROUP 1 COMMERCIAL/INDUSTRIAL

APPLICABILITY

This schedule is applicable to single-phase or three-phase service, or to a combination thereof, whose energy consumption does not exceed 8,000 kilowatt-hours (kWh) per billing cycle for three consecutive billing cycles. This schedule is not available for service when another commercial/industrial schedule is applicable.

Assignment to Schedule: If, in the judgement of the City, an account is expected to have usage below 8,000 kWh per billing cycle, the City has the option of placing the account immediately on this schedule.

When an account billed on this schedule permanently changes the nature of electrical operations to such an extent that the account would in time qualify for another rate schedule, such billing change will be made as soon as practicable after customer notification and verification of said changes.

If energy consumption equals or exceeds 8,000 kWh for three consecutive billing cycles, the City will transfer the account to the appropriate rate schedule. If the demand reaches or exceeds 400 kW for three consecutive billing cycles, the account will be transferred to the appropriate rate schedule.

RATES:

Customer Charge: (per meter per billing cycle)

Single-Phase Service	\$ 7.00
Three-Phase or Combination Service	\$10.35

Energy Charge: (per kWh)

Summer (May1 through October 31)	. 12967
Winter (November 1 through April 30)	. 08889

PURCHASED POWER ADJUSTMENT (PPCA):

A purchased power cost adjustment may be included in each bill for service. The adjustment shall be the product of the total kilowatt-hours (kWh) for which the bill is rendered times the adjustment amount per kWh. The adjustment amount per kWh will reflect amounts charged the City by various suppliers of bulk power not covered in the above rates.

GENERAL SERVICE - GROUP 1 COMMERCIAL/INDUSTRIAL

COMMERCIAL DEVELOPMENT INCENTIVE DISCOUNT:

G1-Commercial/Industrial customers establishing accounts in the City of Lodi on or after July 1, 2000, are eligible for the following discount on Energy charges:

November 1, 2000 - September 30, 2002

15%

It is the customer's responsibility to notify the Finance Department of this eligibility. Discounts will not be retroactive and will be applied with the first practicable bill after qualification verification.

This discount may not be used in conjunction with any other incentive discount.

CORE AREA AND CHEROKEE LANE ECONOMIC INCENTIVE DISCOUNT:

G1-Commercial/Industrial customers establishing accounts in the Core Area or Cherokee Lane portion of the Central City Revitalization Area on or after July 1, 2000, are eligible for the following discounts on Energy charges:

November 1, 2000 - September 30, 2002

25%

It is the customer's responsibility to notify the Finance Department of this eligibility. Discounts will not be retroactive and will be applied with the first practicable bill after qualification verification.

This discount may not be used in conjunction with any other incentive discount.

COMMUNITY BENEFITS INCENTIVE DISCOUNT:

G1-Non-profit (as defined in Federal Internal Revenue 501 (c) (3)) Industrial/Commercial customers who are currently receiving Federal Community Development Block Grant funds or have received such funds not more than two years before preparation of the current billing cycle charge are eligible for the following discount on Energy charges:

July 1, 1996 and after.....

30%

It is the customer's responsibility to notify the Finance Department of this eligibility. Discounts will be applied retroactively back to either the account start date or, the effective date of this schedule, whichever is later.

This discount may not be used in conjunction with any other incentive discount.

GENERAL SERVICE - GROUP 1 COMMERCIAL/INDUSTRIAL

BILLING CYCL	E CHARGE ((MONTHLY	BILL):

The billing cycle charge is the sum of the Customer Charge, Energy Charge and PPCA.



GENERAL SERVICE - GROUP 2 COMMERCIAL/INDUSTRIAL

APPLICABILITY:

This schedule will be applied to accounts with energy consumption in excess of 8,000 kilowatthours (kWh) per billing cycle for three consecutive billing cycles. This schedule is not available for service when another commercial/industrial schedule is applicable.

Billing Demand: The billing demand in any billing cycles will be the maximum average power taken during any metering interval in the period, but not less than the diversified resistance welder load. (The customary metering interval is 15 minutes; in cases where the use of energy is intermittent or subject to violent fluctuations, a 5-minute interval may be used.)

Assignment to Schedule: If, in the judgement of the City, an account is expected to have usage above 8,000 kWh per billing cycle, the City has the option of placing the account immediately on this schedule.

When an account billed on this schedule permanently changes the nature of electrical operations to such an extent that the account would in time qualify for another rate schedule, such billing change will be made as soon as practicable after customer notification and verification of said changes

If energy consumption drops below 8,000 kWh and remains there for 12 consecutive billing cycles, the City will transfer the account to the appropriate schedule. If the billing demand reaches or exceeds 400 kW for three consecutive billing cycles, the account will be transferred to the appropriate rate schedule as soon as practicable.

RATES:

Customer Charge (per meter per billing cycle)	\$56.38
Demand Charge: All kW of billing demand, per kW	3.90
Energy Charge: (per kWh)	
Summer (May 1 through October 31)	.08937 .07001

GENERAL SERVICE - GROUP 2 COMMERCIAL/INDUSTRIAL

PURCHASED POWER ADJUSTMENT (PPCA):

A purchased power cost adjustment may be included in each bill for service. The adjustment shall be the product of the total kilowatt-hours (kWh) for which the bill is rendered times the adjustment amount per kWh. The adjustment amount per kWh will reflect amounts charged the City by various suppliers of bulk power not covered in the above rates.

VOLTAGE DISCOUNT:

When delivery is made at the same primary distribution voltage as that of the line from which the service is supplied, a 4% discount will be allowed on the sum of the Demand Charge and the Energy Charge.

COMMERCIAL DEVELOPMENT INCENTIVE DISCOUNT:

G2-Commercial//Industrial customers establishing accounts in the City of Lodi on or after July 1, 2000 are eligible for the following discount on Energy and Demand Charges:

It is the customer's responsibility to notify the Finance Department of this eligibility. Discounts will not be retroactive and will be applied with the first practicable bill after qualification verification.

This discount may not be used in conjunction with any other incentive discount.

CORE AREA AND CHEROKEE LANE ECONOMIC INCENTIVE DISCOUNT:

G2-Commercial/Industrial customers establishing accounts in the Core Area or Cherokee Lane portion of the Central City Revitalization Area on or after July 1, 2000, are eligible for the following discounts on Energy and Demand charges:

It is the customer's responsibility to notify the Finance Department of this eligibility. Discounts will not be retroactive and will be applied with the first practicable bill after qualification verification.

This discount may not be used in conjunction with any other incentive discount.

GENERAL SERVICE - GROUP 2 COMMERCIAL/INDUSTRIAL

COMMUNITY BENEFITS INCENTIVE DISCOUNT:

G2-Non-profit (as defined in Federal Internal Revenue 501 (c) (3)) Industrial/Commercial customers who are currently receiving Federal Community Development Block Grant funds or have received such funds not more than two years before preparation of the current billing cycle charge are eligible for the following discount on Energy and Demand charges:

It is the customer's responsibility to notify the Finance Department of this eligibility. Discounts will be applied retroactively back to either the account start date or the effective date of this schedule, whichever is later.

This discount may not be used in conjunction with any other incentive discount.

BILLING CYCLE CHARGE (MONTHLY BILL):

The billing cycle charge is the sum of the Customer Charge, Energy Charge, and PPCA.



SCHEDULE ED

RESIDENTIAL SHARE PROGRAM SERVICE

APPLICABILITY:

Applicable to domestic service in single-family and multi-family dwellings separately metered by the City of Lodi where the customer meets all the Special Conditions of this rate schedule.

RATES:

Minimum Charge	\$3.90
Energy Charge:	
Summer (May 1 through October 31) First 440 kWh, per kWh Over 440 kWh, per kWh	.07590 .10655
Winter (November 1 through April 30) First 400 kWh, per kWh Over 400 kWh, per kWh	.07590 .10655

PURCHASED POWER COST ADJUSTMENT (PPCA):

A purchased power cost adjustment may be included in each bill for service. The adjustment shall be the product of the total kilowatt-hours (kWh) for which the bill is rendered times the adjustment amount per kWh. The adjustment amount per kWh will reflect amounts charged the City by various suppliers of bulk power not covered in the above rates.

BILLING CYCLE CHARGE (MONTHLY BILL):

The billing cycle charge is the higher of the Minimum Charge and PPCA, or the sum of the Energy Charge and PPCA.

SPECIAL CONDITIONS:

- (a) When a business or commercial establishment is conducted in conjunction with a residence and both are measured through one meter, this rate does not apply.
- (b) This rate does not apply to service used for common area and facilities in multi-family dwellings.
- (c) An additional first block medical quantity is available as described in Schedule MR, Residential Medical Rider.

SCHEDULE ED

RESIDENTIAL SHARE PROGRAM SERVICE

(d) Single Household Alternative Rate for Energy (SHARE) Eligibility: To be eligible to receive SHARE an applicant must complete an application and qualify based on the eligibility criteria shown on the table below.

Number of Persons in Household	Maximum Annual Household Income
1-2	\$18,200
3	\$21,500
Each additional member	\$ 4 ,300

- (e) Completed applications must be submitted to the City of Lodi Finance Department. The City of Lodi Finance Department shall certify the eligibility of all applicants.
- (f) Self-certification will be used to determine income eligibility for the SHARE program. Customers must sign a statement upon application indicating that the City of Lodi may verify the Customer's eligibility at any time. If verification established that the Customer is ineligible, the Customer will be removed from the program and the City of Lodi may render corrective billings.



SCHEDULE EE

RESIDENTIAL ALL ELECTRIC

APPLICABILITY

This schedule is applicable to single-phase domestic power service in single-family and multi-family dwellings with permanently installed electric heating as the primary heat source and separately metered by the City of Lodi where the customer meets the special conditions of this rate schedule.

RATES:

Minimum Charge	\$ 4.87
Energy Charge:	
Summer (May 1 through October 31)	
First 585 kWh, per kWh Over 585 kWh, per kWh	.09487 .13318
Winter (November 1 through April 30)	
First 1,000 kWh, per kWhOver 1,000 kWh, per kWh	.09487 .13318

PURCHASED POWER ADJUSTMENT (PPCA):

A purchased power cost adjustment may be included in each bill for service. The adjustment shall be the product of the total kilowatt-hours (kWh) for which the bill is rendered times the adjustment amount per kWh. The adjustment amount per kWh will reflect amounts charged the City of Lodi by various suppliers of bulk power not covered in the above rates.

BILLING CYCLE CHARGE (MONTHLY BILL):

The Billing Cycle charge is the higher of the sum of the Minimum Charge and PPCA or the sum of the Energy Charge and PPCA.

SCHEDULE EE

RESIDENTIAL ALL ELECTRIC

SPECIAL CONDITIONS:

- (a) Completed application must be submitted to the City of Lodi Finance Department. The City of Lodi Finance Department shall certify the eligibility of all applicants.
- (b) Self-Certification will be used to determine customer eligibility for the Residential All Electric Rate. Customers must sign a statement upon application indicating that they do qualify for the Residential All Electric service and the City of Lodi may verify the Customer's eligibility at any time. If verification established that the Customer is ineligible, the Customer will be removed from the rate schedule and the City of Lodi may render corrective billings and proceed with civil action.
- (c) When a business or commercial establishment is conducted in conjunction with a residence and both are measured through one meter, this rate does not apply.
- (d) This rate does not apply to service used for common area and facilities in multi-family dwellings.
- (e) An additional first block medical quantity is available as described in Schedule MR, Residential Medical Rider.



SCHEDULE EF

RESIDENTIAL ALL ELECTRIC SHARE PROGRAM SERVICE

APPLICABILITY

This schedule is applicable to single-phase domestic power service in single-family and multi-family dwellings with permanently installed electric heating as the primary heat source and separately metered by the City of Lodi where the customer meets the Special Conditions of this rate schedule.

RATES:

Minimum Charge	\$ 3.90
Energy Charge:	
Summer (May 1 through October 31) First 585 kWh, per kWh Over 585 kWh, per kWh	.07590 . 10 655
Winter (November 1 through April 30) First 1,000 kWh, per kWh Over 1,000 kWh, per kWh	.07590 .10655

PURCHASED POWER ADJUSTMENT (PPCA):

A purchased power cost adjustment may be included in each bill for service. The adjustment shall be the product of the total kilowatt-hours (kWh) for which the bill is rendered times the adjustment amount per kWh. The adjustment amount per kWh will reflect amounts charged the City of Lodi by various suppliers of bulk power not covered in the above rates.

BILLING CYCLE CHARGE (MONTHLY BILL):

The Billing Cycle charge is the higher of the sum of the Minimum Charge and PPCA or the sum of the Energy Charge and PPCA.

SCHEDULE EF

RESIDENTIAL ALL ELECTRIC SHARE PROGRAM SERVICE

SPECIAL CONDITIONS:

- (a) When a business or commercial establishment is conducted in conjunction with a residence and both are measured through one meter, this rate does not apply.
- (b) This rate does not apply to service used for common area and facilities in multi-family dwellings.
- (c) An additional first block medical quantity is available as described in Schedule MR, Residential Medical Rider.
- (d) Single Household Alternative Rate for Energy (SHARE) Eligibility: To be eligible to receive SHARE an applicant must complete an application and qualify based on the eligibility criteria shown on the table below.

Number of Persons in Household	Maximum Annual Household Income
1-2	\$18,200
3	\$21,500
Each additional member	\$ 4,300

- (e) Completed applications for SHARE and Residential All Electric must be submitted to the City of Lodi Finance Department. The City of Lodi Finance Department shall certify the eligibility of all applicants.
- (f) Self-certification will be used to determine income eligibility for the SHARE program and for Customer eligibility for Residential All Electric status. Customers must sign a statement upon application indicating that the City of Lodi may verify the Customer's eligibility at any time. If verification established that the Customer is ineligible, the Customer will be removed from the program and rate schedule. The City of Lodi may render corrective billings and proceed with civil action.



SCHEDULE EM

MOBILE HOME PARK SERVICE

APPLICABILITY

This schedule is applicable to service supplied to mobile home parks through one meter and submetered to all individual mobile home units.

RATES:

Customer Charge	\$ 4.87
Energy Charge:	
For qualifying SHARE use:	
Summer (May 1 through October 31) First 440 kWh, per kWh	.07590
Over 440 kWh, per kWh	.10655
Winter (November 1 through April 30)	07500
First 400 kWh, per kWh	.07590 .10655
0101 400 K1111, pc. K1111	. 10033
For qualifying All Electric SHARE use:	
Summer (May 1 through October 31)	07500
First 585 kWh, per kWh Over 585 kWh, per kWh	.07590 .10655
0401 000 K4411, pc. K4411	. 10033
Winter (November 1 through April 30)	
First 1,000 kWh, per kWh	.07590
Over 1,000 kWh, per kWh	.10655
For non-qualifying use:	
Summer (May 1 through October 31)	
First 440 kWh, per kWh	
Over 440 kWh, per kWh	.13318
Winter (November 1 through April 30)	
First 400 kWh, per kWh	.09487
Over 400 kWh, per kWh	.13318

SCHEDULE EM

MOBILE HOME PARK SERVICE

For non-qualifying All Electric use: Summer (May 1 through October 31)	
First 585 kWh, per kWh	.09487
Over 585 kWh, per kWh	.13318
Winter (November 1 through April 30)	
First 1,000 kWh, per kWh	.09487
Over 1,000 kWh, per kWh	·.13315
MINIMUM CHARGE: All kWh, per kWh	05000
;	.00000
DISCOUNT:	

Per number of occupied mobile home park units wired for service

PURCHASED POWER ADJUSTMENT (PPCA):

A purchased power cost adjustment may be included in each bill for service. The adjustment shall be the product of the total kilowatt-hours (kWh) for which the bill is rendered times the adjustment amount per kWh. The adjustment amount per kWh will reflect amounts charged the City of Lodi by various suppliers of bulk power not covered in the above rates.

BILLING CYCLE CHARGE (MONTHLY BILL):

The Billing Cycle Charge is the higher of the Minimum Charge or the sum of the Customer Charge, Energy Charge, Discount and PPCA.

SPECIAL CONDITIONS:

- (a) This rate is available only for mobile home park master metering in service prior to March 31, 1989
- (b) It is the responsibility of the master-metered customer to notify the City Finance Department within 15 days following any change in the number of occupied mobile home park units wired for service.
- (c) Miscellaneous electric loads such as general lighting, laundry rooms, general maintenance, and other similar use incidental to the operation of the premises as a multi-family accommodation will be considered domestic use.
- (d) An additional first block medical quantity is available as described in Schedule MR, Residential Medical Rider.
- (e) To qualify for Single Household Alternative Rate for Energy (SHARE) the sub-metered tenants of the master-metered City of Lodi Customer will submit an application, including the tenant's unit number, to the City of Lodi Finance Department. The City of Lodi Finance Department will notify the master-metered Customer of the tenant's certification.
- (f) Self-Certification will be used to determine income eligibility for the SHARE program. Submetered tenants of the master metered City of Lodi Customer must sign a statement upon application indicating that the City of Lodi may verify the sub-metered tenant's eligibility at any

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SCHEDULE EM

MOBILE HOME PARK SERVICE

- time. The master-metered Customer, not the City of Lodi, is responsible for extending the SHARE program to tenants certified to receive them. If verification establishes that the SHARE tenant is ineligible, the tenant will be removed from the master-metered Customer's qualified tenants and the City of Lodi may render corrective billings.
- (g) The master-metered Customer shall not bill any sub-metered tenant more than that tenant would be billed if that tenant were an individual customer of the City of Lodi. For a qualifying SHARE tenant, the master-metered Customer should bill the qualifying tenant at the applicable rates equivalent to Schedule ED, Residential SHARE Program Service or Schedule EF, Residential All Electric SHARE Program Discount Service. A non-qualifying tenant should be billed at the applicable rates equivalent to Schedule EA, Residential Service or Schedule EE, Residential All Electric Service.